

REMARKS

Applicant respectfully requests reconsideration of this application. Claims 1-54 are pending in the application. No claims have been amended or canceled.

The Examiner rejected claims 1-3, 5-8, 10-22, 24-27, 29-41, 43-49, and 51-54 under 35 U.S.C. §103(a) as being unpatentable over Ito et al. (U.S. 6,329,787; hereinafter, "Ito"). Applicant respectfully traverses the rejections.

Claim 1 sets forth a device docking apparatus comprising a wall switch plate to be fastened to a light switch module on a wall, the wall switch plate having a receptacle to hold a portable electronic device. The Examiner admitted in the Office Action that Ito fails to disclose such a wall switch plate. However, the Examiner argued that:

Ito teaches a device docking apparatus is a battery charging device (24) having a receptacle (18) to hold a portable electronic device (14) such as a portable telephone, personal digital assistant, a portable game machine and etc. The device docking apparatus (24) is connected by a power supply cord and an AC plug (48) to an AC outlet (50) which is supplied with a commercial AC electric power from an external AC power supply. Therefore, it would have been obvious to one having ordinary skill in the art to employ the system of Ito includes any well known technique without a wall switch plate for holding, charging a battery and transceiving data signal from other remote devices.

(Office Action, p. 3, second paragraph).

Applicant respectfully disagrees with the Examiner. The Examiner recited a number of components in a device docking apparatus allegedly disclosed by Ito without pointing to any motivation from Ito to combine the apparatus in Ito with the wall switch plate taught by claim 1. Furthermore, it is respectfully submitted that a wall switch plate to be fastened to a light switch module is not commonly associated with charging portable electronic device. Therefore, it would not have been obvious to one of ordinary skill in

the art to combine the apparatus disclosed in Ito with the wall switch plate taught by claim 1. For at least this reason, claim 1 is patentable over Ito. Applicant respectfully requests withdrawal of the rejection.

Claims 2-3, 5-8, and 10-19 depend, directly or indirectly, from claim 1, and therefore, are patentable over Ito for at least the reason discussed above with respect to claim 1. Applicant respectfully requests the Examiner to withdraw the rejection.

Furthermore, claim 2 sets forth a data transceiver on the device docking apparatus to allow the device docking apparatus **to send and receive data via power wires** coupled to the AC power input. In contrast, Ito fails to disclose such a data transceiver. In particular, Ito discloses an apparatus to transmit data via a tuner (Ito, Figure 1, reference 51) by extracting data from a television wave received by an antenna (Ito, Figure 1, reference 42; col. 5, lines 19-23). The other apparatus disclosed by Ito uses a modem (Ito, Figure 5, reference 151) having an external input/output terminal connected to a circuit (Ito, Figure 5, reference 141), such as a public circuit, by a cable (Ito, Figure 5, reference 140) and a modular connector (Ito, Figure 5, reference 147; col. 9, lines 13-21). The third apparatus disclosed in Ito uses only the tuner and the modem to transmit data (Ito, Figure 8). Moreover, all the apparatuses disclosed in Ito have separate power wires and data transmission lines (Ito, Figure 1, references 40 and 46; Figure 5, references 140 and 46; Figure 8, references 140, 40, and 46). Therefore, Ito does not disclose, suggest, or imply sending and receiving data via power wires. For at least this reason, in addition to the reason discussed above with respect to claim 1, claim 2 is patentable over Ito. Applicant respectfully requests the Examiner to withdraw the rejection.

Claims 3, and 5-6 depend, directly or indirectly, from claim 2. For at least the reasons discussed above with respect to claim 2, in addition to the reason discussed above with respect to claim 1, claims 3-6 are patentable over Ito. Applicant respectfully requests the Examiner to withdraw the rejections.

For at least the reasons discussed above with respect to claim 1, claim 20 is patentable over Ito. Applicant respectfully requests the Examiner to withdraw the rejection.

Claims 21-22, 24-27, and 29-38 depend, directly or indirectly, from claim 20. For at least the reasons discussed above with respect to claim 20, claims 21-22, 24-27, and 29-38 are patentable over Ito. Applicant respectfully requests the Examiner to withdraw the rejections.

Furthermore, for at least the reason discussed above with respect to claim 2, claims 21-22, and 24-25 are patentable over Ito. Applicant respectfully requests the Examiner to withdraw the rejections.

For at least the reasons discussed above with respect to claims 1 and 2, claims 39-41, and 43-46 are patentable over Ito. Applicant respectfully requests the Examiner to withdraw the rejections.

For at least the reason discussed above with respect to claim 1, claims 47-49, and 51-54 are patentable over Ito. Applicant respectfully requests the Examiner to withdraw the rejections.

In the Office Action, the Examiner rejected claims 4, 9, 23, 28, 42, and 50 under 35 U.S.C. §103(a) as being unpatentable over Ito in view of Dunn et al. (U.S. 5,625,877; hereinafter, "Dunn"). Applicant respectfully traverses the rejections.

For at least the reasons discussed above with respect to claims 1 and 2, claims 4, 9, 23, 28, 42, and 50 are patentable over Ito in view of Dunn because Dunn does not make up the deficiencies of Ito. In addition to, or as an alternative to, the above reasons, claims 4, 9, 23, 28, 42, and 50 are patentable over Ito in view of Dunn for at least the following reason.

Dunn is directed to allowing a user of a mobile communication radio to be allocated wireless variable bandwidth on demand by aggregating available air-link communication channels (Dunn, col. 1, lines 6-13), which is unrelated to the present

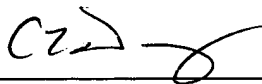
invention as claimed in claims 4, 9, 23, 28, 42, and 50. Dunn does not disclose or suggest using a device docking apparatus to transmit data to or from the Internet. Therefore, one of ordinary skill in the art would not be motivated to combine Dunn with Ito to solve the problem the Applicant faced with. For at least this reason, claims 4, 9, 23, 28, 42, and 50 are not obvious over Ito in view of Dunn. Applicant respectfully requests the Examiner to withdraw the rejections.

Accordingly, Applicant respectfully submits that the rejection has been overcome by the remarks and withdrawal of the rejection is respectfully requested. Applicant submits that claims 1-54 are in condition for allowance and such action is earnestly solicited.

Please charge any shortages and credit any overcharges to our Deposit Account No. 02-2666.

Respectfully submitted,
BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP

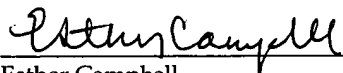
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Esther Campbell

1-5-04

Date